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17 Attorneys for Plaintiff

18 **UNITED STATES DISTRICT COURT**
19 **NORTHERN DISTRICT OF CALIFORNIA**

20 Estate of JOSHUA CLAYPOLE,
21 deceased, by and through SILVIA
22 GUERSENZVAIG, as Administrator;
23 SILVIA GUERSENZVAIG,

24 Plaintiff,

25 vs.

26 COUNTY OF SAN MATEO;
27 SHERIFF GREG MUNKS, in his
individual and official capacity;
COUNTY OF MONTEREY;
SHERIFF SCOTT MILLER, in his
individual and official capacity;
SERGEANT E. KAYE, in her
individual capacity; CITY OF
MONTEREY; MONTEREY POLICE
DEPARTMENT CHIEF PHILIP
PENKO, in his official capacity;
BRENT HALL, in his individual and
official capacity; CALIFORNIA
FORENSIC MEDICAL GROUP; DR.
TAYLOR FITHIAN, in his individual
capacity; COMMUNITY HOSPITAL
OF MONTEREY PENINSULA; and
DOES 1 through 30,

28 Defendants.

Case No: CV 14-02730 BLF

[Assigned to the Honorable Beth Labson
Freeman - Courtroom 3]

**~~[PROPOSED]~~ ORDER RE:
DISMISSAL OF ENTIRE ACTION**

Complaint Filed:	June 12, 2014
FAC Filed:	October 28, 2014
Discovery Cut-Off:	August 31, 2015
Motion Cut-Off:	January 14, 2016
Trial Date:	April 11, 2016

1 **[PROPOSED] ORDER**
2

3 The Court having received Plaintiffs' Notice of Voluntary Dismissal pursuant to
4 FRCP (a)(2), it is hereby ordered that this action is dismissed in its entirety with
prejudice.

5 The Court shall retain jurisdiction for the purpose of overseeing the completion of
6 the settlement process and the enforcement of the March 28, 2016 Settlement
7 Agreement.

8 Each party to bear its own costs and attorneys' fees.
9

10 **IT IS SO ORDERED.**

11 Dated: March 30, 2016

12 By Beth Labson Freeman
13 The Honorable Beth Labson Freeman
14 United States District Judge